GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

TWDept., – LTR – Revision Petition filed by Sri Galem Venkat Rao S/o.Subbanna and 3 Others R/o. Koya Rajahmundry, Buttaigudem (M), West Godavari District against the order dt.5.5.2001 in SRA No.40/95 of the Agent to Government, West Godavari District in respect of land adm.Ac.1.99 cts in RS No.326/2A, adm.Ac.0.64 cts in 281/1, adm.Ac.1.00 cts in 281/3 and adm.Ac.2.86 cts in R.S. No. 253 total land of adm.Ac.6.49 cts of Koya Rajahmundry (V) Buttaigudem (M), West Godavari District – Allowed - Orders – Issued.

SOCIAL WELFARE (TW.LTR) DEPARTMENT

G.O.MS.No. 40 **Dated: 15-02-2019**

Read the following:-

1. The Revision Petition filed by by Sri Galem Venkat Rao S/o.Subbanna and 3 Others R/o. Koya Rajahmundry, Buttaigudem (M), West Godavari District, Dt. 04.07.2001.
2. Govt. Memo No. 10845/LTR-1/2001-3, Dt. 14.09.2001.
3. From the District Collector, West Godavari District, Eluru Roc.F4/6296/2001, Dt.12.08.2007.
4. Govt. Lr. No. 11631/LTR-1/2001, Dt. 13.06.2018, 05.07.2018, 26.07.2018.

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ORDER:

In the reference 1st read above, Sri Galem Venkat Rao S/o.Subbanna and 3 Others R/o. Koya Rajahmundry, Buttaigudem (M), West Godavari District has filed a Revision Petition before the Government against the order dt.05.05.2001 in SRA No.40/95 of the Agent to Government, West Godavari District in respect of land adm. Ac.1.99cts in RS No.326/2A, adm.Ac.0.64 cts in 281/1, adm.Ac. 1.00 cts in 281/3 and adm.Ac.2.86 cts in R.S. No. 253 total land of adm. Ac.6.49cts of Koya Rajahmundry (V) Buttaigudem (M), W.G. District.

2. In the reference 2nd read above, the District Collector, West Godavari was requested to furnish para wise remarks and case records on the Revision Petition immediately for disposal of the Revision Petition by the Government level.

3. The District Collector, West Godavari has furnished parawise remarks and connected records vide reference 3rd read above.

4. In the reference 4th read above the petitioners were called for the hearing along with the written arguments and record. The case has been heard on 23.06.2018, 21.07.2018 and finally heard on 18.08.2018. During the course of hearing of the case that the revision petitioners submitted their arguments as per grounds in revision petition and stated that there is no violation of regulations and their possession is lawful and transactions there is no prohibited transfer and transaction not hit by regulations.

5. On verification of documents and the grounds of revision and Para wise remarks as well as the other documents and material available on the record it is noticed the basic issue considered by the lower and appellate authorities is that no permission was obtained for the transaction held 1956 between tribe to non-tribe which was contrary to the regulation and order for ejectment by the lower authority which was confirmed by the appellant authority on an appeal. As per the record it was noticed that by the time of transaction that the said community of the vendor was not notified as tribe and subsequently only notified in the year 1977. In the said circumstances the transaction is lawfully valid and there is no violation of regulations.

6. That considering the above material that in the considered opinion, the orders of the lower authorities cannot be sustained and the matter shall be decided in favor of the petitioner.

7. In the result the revision petition is allowed by setting aside the orders of the primary authority and appellant authority and the matter is decided in favor of petitioners.

8. The Collector & District Magistrate, West Godavari is requested to take necessary action in the matter accordingly and acknowledge the receipt of the case records which are returned herewith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R.P.SISODIA
PRINCIPAL SECRETARY TO GOVERNMENT (TW)

To
The District Collector, West Godavari District, Eluru. (w.e)
The Special Deputy Collector, Polavaram, West Godavari District.
Sri N.S.Bhaskara Rao, Advocate, 3-9-209/1, Road No.4D, Central Bank Colony, L.B. Nagar, Hyderabad - 500 168. Ph: 9441230170
Sri Galem Venkat Rao, S/o.Subbanna, R/o.Koya Rajahmundry, Buttaigudem Revenue Mandal, West Godavari District.
Sri Lakshmi Narayana, S/o.Subbanna, R/o.Vendanthapuram, Koayalagudem Revenue Mandal, West Godavari District.
Sri Galem Satyanarayana S/o.Subbanna,R/o.Vendanthapuram, Koyalagudem Revenue Mandal, West Godavari District.

Sri Dharavathu Jeelayya S/o.Gobriyya,
Sri Dharavathi Veeranna S/o.Bikari,
Smt Yelike Naramma W/o.Mutyalu,
Smt Yelike Yerramma W/o.Veerayya,
Sri Yelike Mutyam Surya Rao S/o.Late Durgappa
All are R/o.Dolugudem (V), H/o.K.Rajahmundry,
Buttaigudem (M), West Godavari District.
The P.S. to Hon'ble Minister (TWE)
The P.S. to Prl.Secy (TW)
Sf/Sc

//FORWARDED:: BY ORDER //

SECTION OFFICER